

Rule 26, Ariz. R. Crim. P. – Sentencing

Restitution: Defendant's Obligation Pending Appeal.....Revised 3/2010

When a defendant appeals, restitution payments shall not be stayed and the payments may be held by the court pending the outcome of appeal. A.R.S. § 13-804(D); *State v. Hansen*, 215 Ariz. 287, 160 P.3d 166 (2007). Arizona Rule of Criminal Procedure 31.6, which stays restitution payments pending appeal, conflicts with A.R.S. § 13-804(D) and is therefore invalid. *State v. Hansen*, 215 Ariz. 287, 160 P.3d 166.